Jul-22-2005 16:45 From-

Date:

* 4 A.

RECEIVED CENTRAL FAX CENTER JUL 2 2 2005

T-684 P.001/002 F-360

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON&BIRD LLP

101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 704-444-1000 Fax 704-444-1111

TELECOPY

PLEASE DELIVER AS SOON AS POSSIBLE

July 22, 2005		
Recipient:	Company:	
US PTO		
Fax Number:	Voice Number:	
571-273-8300		
Sender:		
Keith Roberson		
Message:		
Appl. No. 10/634,240; Filed: August 5,	2003	
Attached is a Response to Restriction R application.	equirement to be filed in the above-i	ererenced
Thanks!		
76.T		>
· Nu	ımber of Pages: (including cover p	age) 2
	imber of Pages: (including cover p	
	LY, PLEASE NOTIFY US IMMEDI	

Jul-22-2005 16:45 From-

T-684 P.002/002 F-360

Attorney's Docket No. 031599/259295

JUL 2 2 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Martin et al.

Confirmation No.: 6398

Appl No.:

10/634,240

Group Art Unit:

3727

Filed:

August 5, 2003

Examiner:

Eloshway, Niki Marina

For:

CONTAINER HAVING A CUT PANEL LID WITH A PULL FEATURE

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the Office Action dated July 12, 2005, in which the Examiner has required restriction between Group I, namely Claims 1-25, and Group II, namely Claim 26. Applicant hereby elects without traverse to prosecute the claims of Group I (Claims 1-25) and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,

CUSTOMER NO. 00826 ALSTON & BIRD LLP Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

Tel Charlotte Office (704) 444-1000

Fax Charlotte Office (704) 444-1111

Keith A. Roberson Registration No. 52,171

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (571) 273-8300 on the date shown below.

Tamara Stevens